

15541 U.S. PTO
10/29/03

22388 U.S. PTO
10/696334
102903

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. D5946D2
Anticipated Classification of this application:
Class: 435 Subclass: 025000
Prior application: Examiner: Gitomer, R.
Art unit: 1651

MS PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a request for filing a divisional application under 37 CFR 1.53(b), of pending prior application Serial No. 10/017,625 filed on December 13, 2001, entitled **Methods of Determining Deficiencies in Intracellular Levels of Cysteine and Glutathione**, as amended.

1. X Enclosed is a new specification with a new title to correspond to the amended title in U.S.S.N. 10/017,625 and drawings, as originally filed, and containing no new matter, including declarations as originally filed.
2. X Small entity status under 37 CFR 1.27(a)(3) was established in the prior application and such status is still proper and desired.
3. X The filing fee is calculated below:

CLAIMS AS FILED IN THE PRIOR APPLICATION LESS ANY CLAIMS CANCELLED BY AMENDMENT BELOW PLUS CLAIMS ADDED BY PRELIMINARY AMENDMENT

For: _____	<u>No. filed</u>	<u>No. extra</u>
Basic Fee		
Total claims*	20 = <u>4</u>	<u>0</u>
Indep. claims*	3 = <u>1</u>	<u>0</u>

0 Multiple Dependent Claim Presented

<u>Fees for Small Entity</u>		or	<u>Fees for other than a small entity</u>	
<u>Rate</u>	<u>Fee</u>		<u>Rate</u>	<u>Fee</u>
	<u>\$385.00</u>	or		\$.00
<u>0</u> x \$43 = \$ <u>0</u>		or	<u> </u> x \$ = \$ <u> </u>	
<u>0</u> x \$ 9 = \$ <u>0</u>		or	<u> </u> x \$ = \$ <u> </u>	
+ \$ = \$ <u>0-</u>		or	\$ = \$ <u> </u>	
TOTAL	<u>\$385.00</u>	or	TOTAL	\$ <u> </u>

4. ☒ The Commissioner is hereby authorized to charge the \$385.00 filing fee or any additional fees required, or credit any overpayment to Deposit Account No. 07-1185..
5. ☒ Claim 1 corresponds to original independent claim 7 and incorporates the limitations of claims 8 and 10. Claims 2-4 correspond to original dependent claims 9 and 11. Effectively original claims 6 and 12-19 in prior U.S.S.N. 10/017,625 are canceled.
6. ☒ This application is a divisional application of USSN 10/017,625, filed on December 13, 2001, which is a divisional of USSN 08/922,279, filed September 3, 1997, now abandoned.
7. ☐ Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file. (May only be used if signed by person authorized by § 1.138 and before payment of issue fee.)
8. ☐ Figures ☐ are enclosed herewith on ☐ sheets.
9. ☐ Priority of application serial no. ☐ filed on in ☐, is claimed under 35 U.S.C. 119.
- ☐ The certified copy of the priority application has been filed in prior application serial no. ☐.
10. ☒ With respect to the prior copending U.S. application from which this application claims benefit under 35 U.S.C. §120,
- a. ☒ the inventor(s) in this application are the same.
- b. ☒ The inventorship for all the claims in the application are the same.
- c. ☐ The inventorship for all the claims in the application not the same, and an explanation, including the ownership of various claims at the time the last claimed invention was made, is submitted.
11. ☒ The prior application is assigned of record to Research Development Foundation and is located on Reel/Frame 8483/0362.
12. ☒ The power of attorney in the prior and instant application includes Benjamin Aaron Adler, Ph.D., Registration No. 35,423 and appears in the Declaration(s) and Power(s) of Attorney submitted herewith.

13. X Address all future communications to:

Benjamin Aaron Adler, Ph.D., J.D.
Adler & Associates
8011 Candle Lane
Houston, Texas 77071

14. A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in prior application.)

a. A Supplemental Oath [1.67(b)(1)] for new claims is enclosed.

15. A paper copy of the Sequence Listing is enclosed along with:

 a. A Request to Use Computer Readable Form from Another Application under 37 C.F.R. 1.821(e) requesting that the last filed computer readable form in Application Number 10/014,973, filed on October 26, 2001, be used as the computer readable form in the instant application.

 b. A Computer Readable Form and a Sequence Compliance Statement.

Oct 29, 2003
Date

Benjamin A. Adler
Benjamin Aaron Adler, Ph.D., J.D.
Registration No. 35,423
Attorney for Applicant

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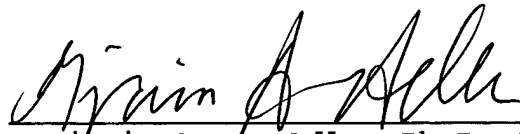
CERTIFICATE OF EXPRESS MAILING
UNDER 37 CFR 1.10

I hereby certify that this divisional transmittal and the documents referred to as attached therein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service as Express Mail No. EV330326619US in an envelope addressed to: MS PATENT APPLICATION, Commissioner for Patents, P.O. Box, Alexandria, VA 22313-1450, on the date indicated below.

Please return the enclosed postcard acknowledging receipt of this correspondence.

Respectfully submitted,

DATE: Oct 29, 2003


Benjamin Aaron Adler, Ph.D, J.D.
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